

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>IN RE:</b>	)	
	)	
<b>MILLENNIUM MULTIPLE EMPLOYER</b>	)	<b>Chapter 11</b>
<b>WELFARE BENEFIT PLAN,</b>	)	<b>(W.D. Okla. Bankruptcy--</b>
	)	<b>Case No. 10-13528)</b>
<b>Debtor,</b>	)	
	)	
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<b>GARY A. PASSONS, M.D., <i>et al.</i></b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 3:10-00575</b>
	)	<b>Judge Campbell</b>
<b>AVIVA LIFE AND ANNUITY</b>	)	
<b>COMPANY, f/k/a INDIANAPOLIS</b>	)	
<b>LIFE INSURANCE COMPANY, <i>et al.</i></b>	)	
	)	
<b>Defendants.</b>	)	

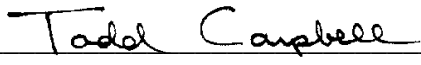
**ORDER**

For the reasons set forth in the accompanying Memorandum, the Court hereby rules as follows:

- (1) Plaintiffs' Motion to Remand and Abstain (Docket Entry No. 139) is DENIED;
- (2) Plaintiffs' Motion to Sever Claims Against the Millennium Multiple Employer Welfare Benefit Plan (Docket No. 141) is DENIED;
- (3) Defendant Aviva Life and Annuity Company's Motion to Transfer Venue of Removed Case to Court Administering Debtor's Chapter 11 Bankruptcy Case (Docket No. 136) is GRANTED; and
- (4) This case is hereby TRANSFERRED to the United States District Court for the Western District of Oklahoma for the purpose of referring the action to the United States Bankruptcy Court

for the Western District of Oklahoma.<sup>1</sup>

It is SO ORDERED.

  
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Todd Campbell  
United States District Judge

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<sup>1</sup>The Court specifically declines to rule on Plaintiffs' Motion for Voluntary Dismissal (Docket No. 164), being of the view that the Motion can best be addressed in the context of Millennium's bankruptcy proceedings.